

CLOSED

U.S. District Court
Northern District of New York - Main Office (Syracuse) [NextGen CM/ECF Release 1.6
(Revision 1.6.2)] (Albany)
CIVIL DOCKET FOR CASE #: 1:95-cv-01417-LEK-RFT

Le Blanc, et al v. Cleveland, et al
Assigned to: Senior Judge Lawrence E. Kahn
Referred to: Magistrate Judge Randolph F. Treece
Demand: \$2,000,000
Case in other court: SDNY, 95-cv-2125
97-09389
98-09020
Cause: 28:1333 Admiralty

Date Filed: 10/04/1995
Date Terminated: 07/15/2003
Jury Demand: Defendant
Nature of Suit: 340 Marine
Jurisdiction: Federal Question

Plaintiff

Etoile Le Blanc

represented by **Paul S. Edelman**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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Plaintiff

Stephen Ossen
TERMINATED: 07/25/2001

represented by **Paul S. Edelman**
(See above for address)
TERMINATED: 07/25/2001
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Todd J. Krouner
(See above for address)
TERMINATED: 07/25/2001

LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Terry Cleveland
TERMINATED: 03/20/2002

represented by **Mark D. Orloff**
Office of Mark D. Orloff
P.O. Box 386
155 Main Street
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TERMINATED: 03/20/2002
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Defendant

Robert Grant, Jr.
TERMINATED: 07/25/2001

represented by **Johnson S. Albright , II**
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1800 Hudson Avenue
Rochester, NY 14617
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TERMINATED: 07/25/2001
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Defendant

JRD Retailers Limited
doing business as
Syd and Dusty's Outfitters

represented by **E. David Duncan**
Office of E. David Duncan
112 State Street
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Albany, NY 12207
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ATTORNEY TO BE NOTICED

ThirdParty Plaintiff

Terry Cleveland
TERMINATED: 07/25/2001

V.

ThirdParty Defendant

Syd & Dusty's Outfitters

represented by **E. David Duncan**
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LEAD ATTORNEY
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ThirdParty Plaintiff

Robert Grant, Jr.
TERMINATED: 03/20/2002

represented by **Johnson S. Albright , II**
 (See above for address)
TERMINATED: 03/20/2002
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

ThirdParty Defendant

J.R.D., LTD
doing business as
 SYD and Dusty's Outfitters

represented by **E. David Duncan**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/04/1995		Original file, certified copy of transfer order and docket sheet received from District of Southern Dist of N.Y. (fce) (Entered: 10/04/1995)
10/04/1995	1	COMPLAINT filed (IN SDNY 3/29/95). (fce) (Entered: 10/04/1995)
10/04/1995	2	Rule 9 Certificate filed by Etoile LeBlanc, Stephen Ossen. (Filed in SDNY on 3/29/95) (fce) (Entered: 10/04/1995)
10/04/1995	3	RETURN OF SERVICE ast to Terry Cleveland, Robert Gant Jr. By James Tebbutt on 4/19/95; Answer due on 5/9/95 for Terry Cleveland, for Robert Gant Jr. Cleveland was served personally at 101 Angel Rd., Corinth , NY 12822 & Gant Jr. was served personally at 45 2nd. Avenue, Hadley, NY 12835. (fce) (Entered: 10/04/1995)
10/04/1995	4	MOTION by Robert Gant Jr. for Johnson A. Albright to Appear Pro Hac Vice . (filed in SDNY 5/8/95). (fce) (Entered: 10/04/1995)
10/04/1995	5	ANSWER to Complaint by Robert Gant Jr. (Attorney Johnson S. Albright II); firm of Burke, Grossman, Valenti & Rzepka (Filed in SDNY 5/8/95) (fce) (Entered: 10/04/1995)
10/04/1995	6	VERIFIED ANSWER to Complaint by Terry Cleveland (Attorney Marc D. Orloff), FILED In SDNY 5/25/95. (fce) (Entered: 10/04/1995)
10/04/1995	7	REQUEST and ORDER, to Extend Time for Def't. Terry Cleveland's time to appear, and to answer, amend, or supplement the answer as of course or to make any motion with relation to the summons or to the complaint is extended to and including the 31st day of May, 1995 (By Hon. Parker SDNY) Filed in SDNY 5/26/95. (fce) (Entered: 10/04/1995)
10/04/1995	8	MOTION by Terry Cleveland to Dismiss Motion returnable 6/26/95 @ 9:30am (Filed in SDNY 6/2/95) (fce) (Entered: 10/04/1995)
10/04/1995	9	MEMORANDUM by Etoile Le Blanc, Stephen Ossen in opposition to Motion for Change of Venue. (Filed in SDNY 6/14/95) (fce) (Entered: 10/04/1995)
10/04/1995	10	AFFIRMATION in Opposition of Paul S. Edelman by Etoile Le Blanc & Stephen Ossen Re: motion to transfer case to the NDNY. (filed in SDNY on 6/14/95) (fce) (Entered: 10/04/1995)
10/04/1995	11	REPLY AFFIRMATION by Marc D. Orloff, Esq. on behalf of Terry Cleveland in support of motion to dismiss or that this action be transferred to the NDNY. (Filed in SDNY on 6/22/95) (fce) (Entered: 10/04/1995)

10/04/1995	12	ORDER, for Pro Hac Vice Admission of Johnson S. Albright II. (Signed by Hon. Parker, SDNY) (fce) (Entered: 10/04/1995)
10/04/1995	13	THIRD-PARTY COMPLAINT by Terry Cleveland against Syd & Dusty's. (Filed in SDNY 7/31/95) (fce) (Entered: 10/04/1995)
10/04/1995	14	AFFIDAVIT OF SERVICE as to Syd & Dusty's Outfitters. (Filed in SDNY 9/7/95) (fce) (Entered: 10/04/1995)
10/04/1995	15	MEMORANDUM, DECISION & ORDER granting [8-1] motion to Dismiss... Deft's motion to transfer is GRANTED. The Clerk of the Court is hereby directed to transfer the action to the NDNY.(Hon. Parker) (Filed in SDNY 9/22/95) (fce) (Entered: 10/04/1995)
10/04/1995		CASE REFERRED to Magistrate Judge David N. Hurd (fce) (Entered: 10/04/1995)
10/04/1995		Filing Order Issued; Conference set before Magistrate Judge David N. Hurd in Albany, Status Conference at 1:00 1/31/95 , Deadline for filing Case Management Plan, 1/21/95 (fce) (Entered: 10/04/1995)
10/04/1995		A SECOND CASE WILL BE FORTHCOMING FROM THE SOUTHERN DISTRICT OF N.Y. AT THAT TIME THER WILL BE MOST LIKELY A MOTION TO CONSOLIDATE. (fce) (Entered: 10/04/1995)
10/26/1995	16	ANSWER by Syd & Dusty's (Attorney Belinda A. Wagner) to [13-1] third-party complaint (wjg) (Entered: 10/27/1995)
02/05/1996	17	Minute entry: 2/1/96 Rule 16 Teleconf. w/MJ Hurd. Action to be consolidated w/companion action pending in the SDNY when transferred. 3rd pty action to be commenced w/in 30 days. Paul Edelman & Todd Krouner for pltfs, John Dupee for deft Cleveland, Johnson Albright & Stephen O'Neill for deft Grant, E. David Duncan for 3rd pty deft Syd & Dusty. CMO to be issued. Court Reporter/ECRO: None (cmr) (Entered: 02/05/1996)
02/09/1996	18	Uniform Pretrial Order; Trial Ready by: 2/26/97; Length of Trial 10 days; Trial Location: Syracuse, NY; Joining of Parties Deadline 4/1/96 ; Amending of Pleadings Deadline 5/1/96 ; Discovery Deadline 11/1/96 ; Motion Filing Deadline 1/15/97 ; Jury Trial Deadline 3/3/97, at 9:30 a.m. ; (Signed by: Magistrate Judge David N. Hurd dd 2/6/96) (fce) (Entered: 02/09/1996)
03/26/1996	19	THIRD-PARTY COMPLAINT by Robert Grant Jr. against J.R.D., LTD d/b/a JYD and Dusty's Outfitters; jury demand; Service deadline 5/25/96 for J.R.D., LTD (jmb) (Entered: 03/26/1996)
03/26/1996		THIRD PARTY SUMMONS(ES) issued for J.R.D., LTD (jmb) (Entered: 03/26/1996)
04/05/1996	20	Atty Edelman's REQUEST and ORDER,granting reset Joining of Parties Deadline to 7/1/96 , reset Amended Pleadings deadline to 7/1/96 (signed by Magistrate Judge David N. Hurd dd 4/5/96) (fce) (Entered: 04/05/1996)
04/29/1996	21	WAIVER OF SERVICE Returned Executed as to J.R.D., LTD through E. David Duncan, Esq., wavier mailed on 4/17/96; Answer due on 6/16/96 for J.R.D., LTD (jmb) (Entered: 04/29/1996)
05/06/1996	22	Consent REQUEST and ORDER, granting to Substitute Attorney terminated Belinda A. Wagner. Added Law Firm of Duncan and O'Leary, 112 State Street, Albany, NY 12207. Signed by Mag. Hurd dd 5/3/96 (fce) (Entered: 05/06/1996)
06/27/1996	23	LETTER dated 6/10/96 of Paul S. Edelman, Esq., on behalf of Stephen Ossen, Etoile Le Blanc pursuant to General Order #41 regarding Motion: to Dismiss the limitation action

		served. (jmb) (Entered: 06/27/1996)
07/01/1996	24	Minute entry: 6/26/96 Teleconf. w/MJ Hurd. Action may be consolidated w/1:96-CV-582 upon motion of counsel. App. Paul Edelman for LeBlanc & Ossen, Jeanne Bonney for Cleveland, Johnson Albright for Grant, Eileen Pfeiffer for Syd & Dusty. Court Reporter/ECRO: None (cmr) (Entered: 07/01/1996)
07/10/1996	25	LETTER of Johnson S. Albright II on behalf of Robert Grant Jr. pursuant to General Order #41 regarding opposition papers to Motion: Dismiss served. (fce) (Entered: 07/11/1996)
07/15/1996	26	MOTION by Stephen Ossen, Etoile Le Blanc to Strike [5-1] answer; specifically the affirmative defense of deft. Grant , Hearing set for 10:00 AM on 8/22/96; Motion returnable before Judge: Scullin (jmb) (Entered: 07/17/1996)
07/15/1996	27	MEMORANDUM OF LAW by Stephen Ossen, Etoile Le Blanc in support of [26-1] motion to Strike [5-1] answer; specifically the affirmative defense of deft. Grant (jmb) (Entered: 07/17/1996)
07/15/1996	28	RESPONSE AFFIDAVIT by Robert Grant Jr., through Johnson S. Albright, Esq., in opposition to [26-1] motion to Strike [5-1] answer; specifically the affirmative of deft. Grant (jmb) (Entered: 07/18/1996)
07/15/1996	29	MEMORANDUM OF LAW by Robert Grant Jr. in opposition to [26-1] motion to Strike [5-1] answer; specifically the affirmative defense of deft. Grant (jmb) (Entered: 07/18/1996)
07/15/1996	30	REPLY BRIEF by Stephen Ossen, Etoile Le Blanc to response to [26-1] motion to Strike [5-1] answer; specifically the affirmative defense of deft. Grant (jmb) (Entered: 07/18/1996)
08/09/1996		CASE reassigned to Judge Lawrence E. Kahn (bjw) (Entered: 08/09/1996)
08/12/1996	31	Scheduling Notice by the Court: Motion Hearing reset for 9:30 AM on 9/20/96 in Albany; re: [26-1] motion to Strike [5-1] answer; specifically the affirmative defense of deft. Grant Motion returnable before Judge Lawrence E. Kahn. (jmb) (Entered: 08/12/1996)
08/28/1996	32	LETTER from Todd J. Krouner to Judge Kahn dated 8/15/96 Re: request to address the issue of a one week adjournment of the trial (presently scheduled for 3/3/97) before 9/30/96 (fce) (Entered: 08/29/1996)
09/20/1996	33	MOTION HEARING Minute entry: Court Reporter/ECRO: Bonnie Buckley Appearances: Paul Edelman, Todd Krouner, Esqs. for the plaintiff (LeBlanc) Johnson Albright, Esq. for the defendant (Grant) Court meets at 10:05 a.m.; Motion to Strike is heard; Trial date previously set is adjourned until March 10, 1997. Decision is reserved. Written Order will follow. (tab) (Entered: 09/20/1996)
09/20/1996		Motion hearing re: [26-1] motion to Strike [5-1] answer; specifically the affirmative defense of deft. Grant at 9/20/96 Motion hearing held (tab) (Entered: 09/20/1996)
09/25/1996	34	MEMORANDUM DECISION AND ORDER denying [26-1] motion to Strike [5-1] answer; specifically the affirmative defense of deft. Grant, Plaintiffs' motion for summary judgment dismissing the limitation action is GRANTED--the limitation action 96-cv-582 is DISMISSED (signed by Judge Lawrence E. Kahn, 9/25/96) (fce) (Entered: 09/26/1996)
10/04/1996	35	Consent ORDER extending deadline for all non-expert discovery to 11/1/96, expert disclosure and reports by 11/15/96, rebuttal experts by 12/1/96, expert depositions to be

		completed by 12/20/96 ; all other scheduling order deadlines remain in effect. (signed by Magistrate Judge David N. Hurd 10/3/96) [served] (cbm) (Entered: 10/04/1996)
01/02/1997	36	Minute entry: 12/30/96 Discovery Teleconf. w/MJ Hurd. Affidavits of pltf & Dr. Kane to be submitted by 1/10/97. Ct. to issue written decision on submissions and addressing request to extend dates for expert disclosure, discovery, etc. App. Todd Krouner for pltf, Jean Bonnie for deft Cleveland, Johnson Albright for deft Grant, Eileen Pfeiffer for deft Syd & Dusty's Court Reporter/ECRO: None (cmr) (Entered: 01/06/1997)
01/14/1997	37	Supporting AFFIDAVIT by Eric D. Caine, MD on behalf of plaintiff Robert Grant, Jr. (fce) (Entered: 01/14/1997)
01/16/1997	38	Letter to the Court from Attorney Todod J. Krouner dd 1/10/97 regarding expert witness disclosure. (fce) (Entered: 01/16/1997)
01/16/1997	39	AFFIDAVIT by Etoile Le Blanc complying with teleconference held on 1/230/96 Re: [36-1] miscellaneous (fce) (Entered: 01/16/1997)
01/16/1997	40	Letter to the Court from Attorney Marc D. Orloff dd 1/13/97 in response to the letter of Attorney Krouner dd 1/10/97. (fce) (Entered: 01/16/1997)
01/16/1997	41	ORDER, directing plaintiff's provide authorizations of the following doctors: Jonathan Silver, M.D.; Montefiore Medical Center; Eric R. Brown, M.D.; Paul Vinsel, D.O.D.; Thomas Kay, Ph.D.; Aleksander Beric, M.D.; and Dorian C. Tergis, M.D. Shall be provided on or before 1/24/97 and defendants shall provide plaintiff's attorneys with copies of any records obtained as a result of the authorizations. (signed by Magistrate Judge David N. Hurd) (fce) (Entered: 01/16/1997)
01/29/1997	42	Uniform Pretrial Order; Trial Ready by: 3/10/97; Length of Trial 10 days; Trial Location: Albany; Jury Trial Deadline 3/10/97 ; Pretrial Submissions, Stipulations, Witnesses, Evidentiary Issues, and Trial Briefs are to be filed in duplicate 15 days before trial; Depositions are to be filed 15 days before trial; Counsel are directed to report to the trial judge's chambers at least one-half hour prior to trial commencement; (Signed by: Judge Lawrence E. Kahn, 1/29/97) (fce) (Entered: 01/31/1997)
01/29/1997	43	NOTICE of Trial Date on 3/10/97 at 9:30 before Judge Kahn in Albany; Pretrial Submissions are to be filed in the Clerk's office by 2/24/97; Counsellors are directed to report to Judge Kahn's Chambers at least one-half hour prior to trial commencement (signed by Courtroom Deputy Susan D. Lustyik, 1/29/97) (fce) (Entered: 01/31/1997)
01/29/1997		CASE NO LONGER REFERRED TO Judge Lawrence E. Kahn (cbm) (Entered: 02/06/1997)
01/29/1997		CASE REFERRED to Magistrate Judge David N. Hurd (cbm) (Entered: 02/06/1997)
01/30/1997	44	Court's Scheduling Notice:, set Final Pretrial/Settlement Conference for 11:00 2/25/97 before Judge Kahn in Albany ; Parties with full settlement authority are to be readily available during the conference (signed by Courtroom Deputy Susan D. Lustyik, 1/30/97) (fce) (Entered: 01/31/1997)
02/03/1997	46	NOTICE of Change of Address of Todd J. Krouner, Esq. by Stephen Ossen, Etoile Le Blanc (wbl) (Entered: 02/04/1997)
02/04/1997	45	NOTICE of Changer of Address of attorney Todd J. Krouner to 113 King Street, Chappaqua, NY 10514; Telephone number (914) 238-5800 (fce) (Entered: 02/04/1997)
02/06/1997	47	Letter to the Court from Attorney Mark C. Orloff dated 1/13/97 requesting discovery schedule be enlarged and trial date of March 10, 1997 be adjourned. (fce) (Entered: 02/06/1997)

02/06/1997	48	ORDER, 1) Defendants are precluded from calling Dr. David Stewart/Smith as an expert witness. 2) defendants may call Dr. Eric Caine as an expert witness providing he files and serves a report by 2/28/97 and 3) Counsel should contact Judge Lawrence E. Kahn's chambers regarding an adjournment of the March 10, 1997 trial date. (signed by Magistrate Judge David N. Hurd) (fce) (Entered: 02/06/1997)
02/21/1997	49	Final Pretrial/Stlmnt conf. Minute entry: Court Reporter/ECRO: none App:Paul Edelman, Esq. and Todd Krouner, Esq. for Plaintiff/Mark D. Ofloff, Esq.; Johnson Albright, Esq. and Eileen Pfeiffer, Esq. for Dft. Court meets at 2:30 p.m. and Adjourns at 3:15-Trial date remains March 10, 1997 and it is NON-Jury. Plaintiff ordered to produce all College, Grad School and Medical records within one week. (fce) (Entered: 02/21/1997)
02/21/1997		Deadline updated; set Bench Trial for 9:30 3/10/97 (fce) (Entered: 02/21/1997)
02/24/1997	50	Proposed Findings of Fact and Conclusions of Law by Stephen Ossen, Etoile Le Blanc (fce) (Entered: 02/24/1997)
02/24/1997	51	Proposed Findings of Fact and Conclusions of Law by Robert Grant Jr. (fce) (Entered: 02/24/1997)
02/24/1997	52	Witness list by Robert Grant Jr. (fce) (Entered: 02/24/1997)
02/24/1997	53	Exhibit list by Robert Grant Jr. (fce) (Entered: 02/24/1997)
02/24/1997	54	TRIAL BRIEF by Robert Grant Jr. (fce) (Entered: 02/24/1997)
02/24/1997	55	List of deposition transcripts submitted by defendant Grant (fce) (Entered: 02/24/1997)
02/24/1997	56	TRANSCRIPT of Examination Before Trial of non-party witness Trooper Richard G. Sehlmeier filed for dates of 9/20/96 (fce) (Entered: 02/24/1997)
02/24/1997	57	TRANSCRIPT of Examination Before Trial of JRD Retailers by its agent John Duncan filed for dates of 9/20/96 (fce) (Entered: 02/24/1997)
02/24/1997	58	TRANSCRIPT of Examination Before Trial of Terry w. Cleveland filed for dates of 5/1/96 (fce) (Entered: 02/24/1997)
02/24/1997	59	TRANSCRIPT of Examination Before Trial of Robert D. Grant, Jr. filed for dates of 3/20/96 (fce) (Entered: 02/24/1997)
02/24/1997	60	TRANSCRIPT of Examination Before Trial of Etoile Le Blanc filed for dates of 3/29/96 (fce) (Entered: 02/24/1997)
02/24/1997	61	TRANSCRIPT of Examination Before Trial of Stephen Ossen filed for dates of 3/29/96 (fce) (Entered: 02/24/1997)
02/24/1997	62	Witness list by Stephen Ossen, Etoile Le Blanc (fce) (Entered: 02/25/1997)
02/24/1997	63	Exhibit list by Stephen Ossen, Etoile Le Blanc (fce) (Entered: 02/25/1997)
02/24/1997	64	TRIAL BRIEF by Stephen Ossen, Etoile Le Blanc (fce) (Entered: 02/25/1997)
02/24/1997	65	TRANSCRIPT of Examination Before Trial of JRD Retailers filed by plaintiffs for dates of 9/20/96 (fce) (Entered: 02/25/1997)
02/24/1997	66	TRANSCRIPT of Examination Before Trial of Terry W. Cleveland filed by plaintiffs for dates of 5/1/96 (fce) (Entered: 02/25/1997)
02/24/1997	67	TRANSCRIPT of Examination Before Trial of non-party witness Trooper Richard G. Sehlmeier filed by plaintiffs for dates of 9/20/96 (fce) (Entered: 02/25/1997)

02/24/1997	68	TRANSCRIPT of Examination Before Trial of Robert D. Grant, Jr. filed by plaintiffs for dates of 3/20/96 (fce) (Entered: 02/25/1997)
02/24/1997	69	Exhibit list by Syd & Dusty's, J.R.D., LTD (fce) (Entered: 02/25/1997)
02/24/1997	70	Witness list by Syd & Dusty's, J.R.D., LTD (fce) (Entered: 02/25/1997)
02/24/1997	71	Pretrial Stipulation by Syd & Dusty's, Terry Cleveland, Robert Grant Jr., Terry Cleveland, Stephen Ossen, Etoile Le Blanc, Robert Grant Jr., J.R.D., LTD (fce) (Entered: 02/25/1997)
02/24/1997	72	Voir Dire Attachment by Syd & Dusty's, J.R.D., LTD (fce) (Entered: 02/25/1997)
02/26/1997	73	Witness list by Terry Cleveland (fce) (Entered: 02/26/1997)
02/28/1997	74	Proposed Findings of Fact and Conclusions of Law by Terry Cleveland (fce) (Entered: 02/28/1997)
02/28/1997	75	PRETRIAL MEMORANDUM by plaintiffs (fce) (Entered: 02/28/1997)
03/07/1997	76	PRETRIAL MEMORANDUM of Law submitted by E. David Duncan, Esq. (fce) (Entered: 03/10/1997)
03/07/1997	77	FINDINGS OF FACT AND CONCLUSIONS OF LAW submitted by E. David Duncan, Esq. for Third-party defendant JRD Retailers, Ltd. (fce) (Entered: 03/10/1997)
03/18/1997	78	NOTICE from Courtroom Deputy Susan D. Lustyik to Counselors dated 3/18/97 re: advising parties that Mr. Duncan has been granted leave to make his motion to dismiss on grounds of subject matter jurisdiction and shall be filed in accordance with LR 7.1 as amended (fce) (Entered: 03/19/1997)
04/28/1997	79	LETTER REQUEST of Todd J. Krouner dated 4/23/97 and ORDER, defendant JRD Retailers LTD. is directed to serve its moving papers on opposing counsel on or before 5/12/97--the parties shall comply with all provisions of Local Rule 7.1 (signed by Judge Lawrence E. Kahn, 4/28/97) (fce) (Entered: 05/15/1997)
05/08/1997	80	LETTER REQUEST of E. David Duncan dated 5/8/97 and ORDER, to Extend Time--third-party defendant JRD Retailers is granted a 7 day extension to 5/21/97 to serve their motion papers (signed by Judge Lawrence E. Kahn, 5/8/97) (fce) (Entered: 05/15/1997)
05/15/1997		Redocketed nos. 79 and 80 (fce) (Entered: 05/15/1997)
05/19/1997	81	LETTER of E. David Duncan on behalf of J.R.D., LTD, Syd & Dusty's pursuant to Local Rule 7.1(b) regarding Motion: to Dismiss served. (fce) (Entered: 05/19/1997)
07/07/1997	82	LETTER of Johnson S. Albright on behalf of Robert Grant Jr. pursuant to Local Rule 7.1(b) regarding response papers to Motion: to Dismiss served. (fce) (Entered: 07/07/1997)
07/07/1997	83	Letter dated 6/30/97 to Judge Kahn from Paul Edelman, Esq. regarding the point that should Syd and Dusty's urge the defense of release, it was not in the pleadings and thus cannot be accepted. (tab) (Entered: 07/09/1997)
07/11/1997	84	Court's Scheduling Notice:, reset Jury Trial for 9:30 10/27/97 before Judge Kahn in Albany (signed by Courtroom Deputy Susan D. Lustyik, 7/11/97) (fce) (Entered: 07/11/1997)
07/14/1997	85	LETTER of Paul S. Edleman dated 7/11/97 on behalf of Stephen Ossen, Etoile Le Blanc pursuant to Local Rule 7.1(b) regarding opposition papers to Motion: to Dismiss served. (fce) (Entered: 07/15/1997)

07/14/1997	86	LETTER [copy] from Paul S. Edelman to E. David Duncan dated 7/11/97 RE: requesting that Mr. Duncan forward the original Coast Guard certificate to the Court (copy of certificate attached to letter) (fce) (Entered: 07/15/1997)
07/22/1997	88	MOTION by Syd & Dusty's to Dismiss , Hearing set for 9:30 6/29/97 Motion returnable before Judge/Mag. Judge: Kahn (wbl) (Entered: 07/25/1997)
07/22/1997	88	AFFIDAVIT of E. David Duncan by Syd & Dusty's in support of Re: [88-1] motion to Dismiss (wbl) (Entered: 07/25/1997)
07/22/1997	89	MEMORANDUM by Syd & Dusty's in support of [88-1] motion to Dismiss (wbl) (Entered: 07/25/1997)
07/22/1997	90	Deft. and 3rd Party Deft. Syd and Dusty's Outfitters Exhibits supporting Motion to Dismiss. (wbl) (Entered: 07/25/1997)
07/22/1997	91	AFFIDAVIT Johnson S. Albright, II, by Robert Grant Jr., Robert Grant Jr. in opposition to Re: [88-1] motion to Dismiss (wbl) (Entered: 07/25/1997)
07/22/1997	92	MEMORANDUM and Proposed Order by Robert Grant Jr., Robert Grant Jr. in opposition to [88-1] motion to Dismiss (wbl) (Entered: 07/25/1997)
07/22/1997	93	MEMORANDUM and Proposed Order by Stephen Ossen, Etoile Le Blanc in opposition to [88-1] motion to Dismiss (wbl) (Entered: 07/25/1997)
07/22/1997	94	Certified Report of the Office of Counsel for the Corps of Engineers submitted by Plaintiff. (wbl) (Entered: 07/25/1997)
07/22/1997	95	Letter submitted by Plaintiff addressed to Paul S. Edelman, Esq. from the U.S. Coast Guard, dated 7/8/97. (wbl) (Entered: 07/25/1997)
07/22/1997	96	Letter submitted by Plaintiff, addressed to Matthew D. Nafus from the U.S. Coast Guard, dated 7/8/97. (wbl) (Entered: 07/25/1997)
07/22/1997	97	REPLY MEMORANDUM by Syd & Dusty's to response to [88-1] motion to Dismiss (wbl) (Entered: 07/25/1997)
07/23/1997	87	LETTER REQUEST of E. David Duncan dated 7/21/97 and ORDER, for Leave to File Reply Brief (signed by Judge Lawrence E. Kahn, 7/23/97) (fce) (Entered: 07/23/1997)
07/25/1997	98	Scheduling Notice:, Motion Hearing set for 9:30 9/5/97 re: [88-1] motion to Dismiss , and Response to Motion reset to 8/15/97 for [88-1] motion to Dismiss with Plaintiff's counsel directed to submit an opposing affidavit. (wbl) (Entered: 07/25/1997)
08/11/1997	99	RESPONSE AFFIDAVIT by Todd J. Krouner for Stephen Ossen, Etoile Le Blanc Re: in opposition to [88-1] motion to Dismiss (fce) (Entered: 08/12/1997)
09/23/1997	100	SCHEDULING NOTICE/PRETRIAL ORDER, set Trial Calendar Call for 9:00 10/20/97 before Judge Hillman in Albany--Pretrial papers are due by 10/14/97; Proposed jury instruction are due by 10/20/97 (signed by Visiting Judge Douglas W. Hillman, 9/16/97 (fce) (Entered: 09/26/1997)
09/30/1997	101	Scheduling Notice:, set Final Pretrial/Settlement Conference for 12:00 10/22/97 before Judge Kahn in Syracuse---it will not be necessary for counsel to appear for Judge Hillman's Calendar Call on 10/20/97 (fce) (Entered: 09/30/1997)
10/01/1997	102	MEMORANDUM DECISION AND ORDER granting [88-1] motion to Dismiss, to Dismiss complaint and third-party complaint (signed by Judge Lawrence E. Kahn, 10/1/97) (fce) (Entered: 10/01/1997)
10/02/1997	103	JUDGMENT that the JRD's motion to dismiss the complaint is Granted and it is further

		ordered that the complaint and third-party complaint are dismissed in accordance with Judge Kahn's Memorandum Decision and Order dated 10/1/97 Date Served: 10/3/97 (fce) (Entered: 10/03/1997)
10/02/1997		Case closed (fce) (Entered: 10/03/1997)
10/29/1997	104	NOTICE OF APPEAL of [102-1] Order entered 10/1/97 and [103-1] Judgment entered 10/3/97 by Stephen Ossen, Etoile Le Blanc . FILING FEE \$ 105.00 RECEIPT # 34667 Appeal record due on 11/28/97 (fce) (Entered: 10/29/1997)
10/29/1997		Notice of appeal and certified copy of docket to USCA re: [104-1] appeal by Etoile Le Blanc, Stephen Ossen (parties noticed). (fce) (Entered: 10/29/1997)
11/21/1997	105	MOTION by Stephen Ossen, Etoile Le Blanc to Reinstate Plaintiffs' Complaint , to Amend [1-1] complaint , to Discontinue action as to Plaintiff Ossen , Hearing set for 9:30 12/19/97 , Response Deadline 12/5/97 , Reply to Response Deadline 12/12/97 Motion returnable before Judge/Mag. Judge: Kahn in Albany (fce) (Entered: 11/21/1997)
11/21/1997	106	AFFIDAVIT by Todd J. Krouner for Stephen Ossen, Etoile Le Blanc Re: in support of [105-1] motion to Reinstate Plaintiffs' Complaint, in support of [105-2] motion to Amend [1-1] complaint, in support of [105-3] motion to Discontinue action as to Plaintiff Ossen (fce) (Entered: 11/21/1997)
11/21/1997	107	MEMORANDUM OF LAW by Stephen Ossen, Etoile Le Blanc in support of [105-1] motion to Reinstate Plaintiffs' Complaint, [105-2] motion to Amend [1-1] complaint, [105-3] motion to Discontinue action as to Plaintiff Ossen (fce) (Entered: 11/21/1997)
11/28/1997		USCA Case Number Re: [104-1] appeal by Etoile Le Blanc, Stephen Ossen USCA NUMBER: 97-9389 (fce) (Entered: 11/28/1997)
11/28/1997	108	Court of Appeals Scheduling Order, re: [104-1] appeal by Etoile Le Blanc, Stephen Ossen ; Appeal record due on 12/12/97 (fce) (Entered: 11/28/1997)
12/02/1997	109	LETTER REQUEST of E. David Duncan dated 12/2/97 and ORDER, Motion Hearing set for 9:30 1/16/98 before Judge Kahn in Albany re: [105-1] motion to Reinstate Plaintiffs' Complaint, set for 9:30 1/16/98 before Judge Kahn in Albany re: [105-2] motion to Amend [1-1] complaint, set for 9:30 1/16/98 before Judge Kahn in Albany re: [105-3] motion to Discontinue action as to Plaintiff Ossen (signed by Judge Lawrence E. Kahn, 12/2/97) (fce) (Entered: 12/03/1997)
12/05/1997	110	LETTER from Johnson S. Albright II on behalf of Robert Grant Jr. pursuant to Local Rule 7.1(b) in opposition to: [105-1] motion to Reinstate plaintiff's complaint; [105-2] motion to amend [1-1] complaint; and [105-3] motion to Discontinue action. Defendant's Attorney Johnson S. Albright II served two original copies on Plaintiff's Attorney Todd J. Krouner and copies to all other parties involved. (fce) Modified on 01/20/1998 (Entered: 12/08/1997)
12/10/1997		Certified and transmitted Index to record on appeal to U.S. Court of Appeals: [104-1] appeal by Etoile Le Blanc, Stephen Ossen (fce) (Entered: 12/10/1997)
12/11/1997	111	LETTER REQUEST and ORDER, Response to Motion reset to 1/2/98 for [105-1] motion to Reinstate Plaintiffs' Complaint , Reply to Response to Motion reset to 1/9/98 for [105-1] motion to Reinstate Plaintiffs' Complaint (signed by Judge Lawrence E. Kahn 12/11/97) (fce) (Entered: 12/15/1997)
12/31/1997	112	INDEX TO THE RECORD ON APPEAL. (fce) (Entered: 01/02/1998)
01/09/1998	113	AFFIDAVIT IN OPPOSITION by Johnson S. Albright II, Esq. on behalf of Robert Grant Jr. Re: [105-1] motion to Reinstate Plaintiffs' Complaint, [105-2] motion to Amend [1-1]

		complaint, [105-3] motion to Discontinue action as to Plaintiff Ossen (fce) (Entered: 01/09/1998)
01/09/1998	114	AFFIDAVIT IN OPPOSITION by Marc D. Orloff, Esq. on behalf of Terry Cleveland Re: [105-1] motion to Reinstate Plaintiffs' Complaint, [105-2] motion to Amend [1-1] complaint, [105-3] motion to Discontinue action as to Plaintiff Ossen (fce) (Entered: 01/09/1998)
01/09/1998	115	AFFIDAVIT IN OPPOSITION by E. David Duncan, Esq. on behalf of Syd & Dusty's, and J.R.D., LTD Re: [105-1] motion to Reinstate Plaintiffs' Complaint, [105-2] motion to Amend [1-1] complaint, [105-3] motion to Discontinue action as to Plaintiff Ossen (fce) (Entered: 01/09/1998)
01/09/1998	116	MEMORANDUM OF LAW by E. David Duncan on behalf of Syd & Dusty's, J.R.D., LTD in opposition to [105-1] motion to Reinstate Plaintiffs' Complaint, [105-2] motion to Amend [1-1] complaint, [105-3] motion to Discontinue action as to Plaintiff Ossen (fce) (Entered: 01/09/1998)
01/09/1998	117	REPLY by Todd J. Krouner , Esq. on behalf of Stephen Ossen, and Etoile Le Blanc to response to [105-1] motion to Reinstate Plaintiffs' Complaint, [105-2] motion to Amend [1-1] complaint, [105-3] motion to Discontinue action as to Plaintiff Ossen (fce) (Entered: 01/09/1998)
01/09/1998	118	REPLY by Etoile Le Blanc to response to [105-1] motion to Reinstate Plaintiffs' Complaint, [105-2] motion to Amend [1-1] complaint, [105-3] motion to Discontinue action as to Plaintiff Ossen (fce) (Entered: 01/09/1998)
01/09/1998	119	REPLY by Stephen Ossen to response to [105-1] motion to Reinstate Plaintiffs' Complaint, [105-2] motion to Amend [1-1] complaint, [105-3] motion to Discontinue action as to Plaintiff Ossen. (fce) (Entered: 01/09/1998)
01/09/1998	120	PLAINTIFFS' REPLY MEMORANDUM OF LAW by Todd J. Krouner, Esq. and pUl S. Edelman, Esq. on behalf of Stephen Ossen, and Etoile Le Blanc in support of [105-1] motion to Reinstate Plaintiffs' Complaint, [105-2] motion to Amend [1-1] complaint, [105-3] motion to Discontinue action as to Plaintiff Ossen (fce) (Entered: 01/09/1998)
01/16/1998	121	Scheduling Notice:, Motion Hearing reset for 11:30 1/21/98 re: [105-1] motion to Reinstate Plaintiffs' Complaint; Motion Hearing reset for 11:30 on 1/21/98 re: [105-2] motion to Amend [1-1] Complaint; and Motion Hearing reset for 11:30 on 1/21/98 re: [105-3] Motion to Discontinue action as to Plaintiff Ossen. (fce) (Entered: 01/20/1998)
01/20/1998	122	LETTER from Johnson S. Albright II on behalf of Robert Grant Jr. pursuant to Local Rule 7.1(b) regarding Supplemental Affidavit in further opposition to Plaintiffs' Motion [105-(1-3)] served. Copies of Supplemental Affidavit have also been forwarded to all other counsel. (fce) Modified on 01/20/1998 (Entered: 01/20/1998)
01/21/1998		Transmitted supplemental index to the record on appeal: [104-1] appeal by Etoile Le Blanc, Stephen Ossen. (fce) Modified on 01/23/1998 (Entered: 01/21/1998)
01/21/1998	123	Motion Hearing Minute entry: Court Reporter/ECRO: Theresa Berical App: Todd Krouner, Esq. for pltf and Johnson Albright, Esq. and E. David Duncan, Esq. for Dfts. Decision reserved. (fce) (Entered: 01/26/1998)
01/29/1998	124	ORDER, GRANTING adjournment of USCA Scheduling Order of at least one month for the plaintiffs Le Blanc and Ossen; appellant's brief and Joint Appendix shall be filed by 2/27/98; appellees' briefs shall be filed by 3/27/98; oral argument shall be as early as the week of 4/20/98. (signed by Stanley A. Bass, Staff Counsel for the USCA, on 1/22/98) (fce) Modified on 01/30/1998 (Entered: 01/30/1998)

01/29/1998	125	SUPPLEMENTAL INDEX to the RECORD ON APPEAL received from the USCA, 2nd Cir. (fce) (Entered: 01/30/1998)
02/20/1998	126	Certified letter from USCA dd 2/18/98 RE: that the Court noting that an FRAP 4a4 order having been entered in error on 1/22/98. IT IS HEREBY ORDERED that the said order be and it hereby is vacated; and Scheduling Order #3 dd 1/22/98 is in effect. (fce) (Entered: 02/23/1998)
06/23/1998	127	MEMORANDUM-DECISION & ORDER Denying [105-1] motion to Reinstate Plaintiffs' Complaint, Denying [105-2] motion to Amend [1-1] complaint, Denying [105-3] motion to Discontinue action as to Plaintiff Ossen (signed by Judge Lawrence E. Kahn 6/23/98) (fce) (Entered: 06/25/1998)
07/22/1998	128	NOTICE OF APPEAL by Stephen Ossen, Etoile Le Blanc . FILING FEE \$ 105.00 RECEIPT # 38057 Appeal record due on 8/21/98; Appeals Memorandum Decision and Order [127-1] (fce) (Entered: 07/24/1998)
07/22/1998		Notice of appeal and certified copy of docket to USCA re: [128-1] appeal by Etoile Le Blanc, Stephen Ossen (parties noticed). (fce) (Entered: 07/24/1998)
09/02/1998	129	Court of Appeals Scheduling Order, re: [128-1] appeal by Etoile Le Blanc, Stephen Ossen ; Appeal record due on 9/14/98. (fce) (Entered: 09/04/1998)
09/02/1998		Certified and transmitted Index to the record on appeal to U.S. Court of Appeals: [128-1] appeal by Etoile Le Blanc, Stephen Ossen (fce) (Entered: 09/04/1998)
09/02/1998		USCA Case Number Re: [128-1] appeal by Etoile Le Blanc, Stephen Ossen USCA NUMBER: 98-9020 (fce) (Entered: 09/04/1998)
09/14/1998	130	Certified Copy of the Index to the Record on Appeal received from the USCA, 2nd Cir. (fce) (Entered: 09/16/1998)
01/27/1999	131	STIPULATION FOR PARTIAL WITHDRAWAL OF APPEAL/JUDGMENT OF USCA (certified copy) Re: [128-1] appeal by Etoile Le Blanc, Stephen Ossen, [104-1] appeal by Etoile Le Blanc, Stephen Ossen that pltfs' claims against said deft., third party pltfs and appellees are discontinued and their appeals are discontinued only as to them; pltfs' claims against JRD Retailers LTD d/b/a/ SYD and Dusty's Outfitters def. third party deft. and appellee remains and appellants' appeals against this appellee, JRD Retailers LTD are not discontinued. (fce) (Entered: 01/27/1999)
01/10/2000	132	JUDGMENT OF USCA (certified copy) Re: [128-1] appeal by Etoile Le Blanc, Stephen Ossen; that the judgment of the district court be and hereby affirmed. (fce) (Entered: 01/11/2000)
07/12/2001	133	JUDGMENT OF USCA (certified copy) Re: that Appellant having filed an itemized and verified bill of costs, it is ordered that each side bear its own costs. (fce) (Entered: 07/12/2001)
07/25/2001	134	JUDGMENT OF USCA (certified copy) Re: that the judgment of the district court is vacated and the case remanded w/instructions in accordance with the opinion. (fce) (Entered: 07/25/2001)
07/25/2001		Case reopened, pursuant to Mandate [134-1] dd 5/4/01 (received by the court on 7/25/01) from the USCA, 2nd Cir. (fce) (Entered: 07/25/2001)
07/25/2001	135	AMENDED COMPLAINT by Etoile Le Blanc against JRD Retailers, Limited, Answer due 8/4/01 for JRD Retailers, Limited , amends [1-1] complaint. (fce) (Entered: 07/25/2001)
08/22/2001	136	Scheduling Notice: set Status Conference for 11:00 on 10/1/01 b/fUSDJ Kahn in Albany.

		(fce) (Entered: 08/23/2001)
09/17/2001	137	ORDERED that pltf's Rule 60(b) motion to vacate 10/2/97 judgment and to reinstate her complaint is granted; vacating [103-1] judgment order, vacating [102-1] order to Dismiss complaint and third-party complaint; that pltf's Rule 21 motion to drop co-pltf is granted; and that pltf.'s Rule 15 motion to amend her complaint is granted. (signed by Judge Lawrence E. Kahn on 9/17/01) (fce) (Entered: 09/18/2001)
09/24/2001	138	LETTER REQUEST by Todd Krouner and ORDER of USDJ Kahn granted to reset Status Conference for 11:00 on 12/18/01 (signed by Judge Lawrence E. Kahn on 9/21/01) (fce) (Entered: 09/25/2001)
12/17/2001	139	LETTER from Johnson S. Albright, II to Judge Kahn dated 12/14/01 re: informing the Court he will not be attending the conference set for 12/18/01 since his clien, Robert Grant, Jr., has settled the action with Etoile LeBlanc and Stephen Ossen (fce) (Entered: 12/18/2001)
12/18/2001	140	Minute entry: STATUS CNF BEFORE USDJ KAHN ON 12/18/01: APP-Todd Krouner, Paul Edelman and E. David Duncan, Esqs.; CRD-S. Snyder; parties request ext. of discovery ddls; pltf has until 1/16/02 to disclose any expert supplemental reports. The defense has to 2/13/02 to respond; the new jury trial date is 3/13/02 @ 9:30; the new final pretrial date is 2/27/02 @ 11:00. (wjg) (Entered: 12/19/2001)
12/18/2001		Status conference held (wjg) (Entered: 12/19/2001)
12/18/2001		Deadline updated; reset Jury Trial for 9:30 3/13/02 , and reset Final Pretrial Conference for 11:00 2/27/02 (wjg) (Entered: 12/19/2001)
01/07/2002	141	ANSWER to Complaint by JRD Retailers, Limit (Attorney E. David Duncan),; jury demand (fce) (Entered: 01/07/2002)
01/29/2002	142	REJECTION ORDER as to the return of deft's notice of depo. and first request for interr. (signed by Judge Lawrence E. Kahn 1/28/02) Date Entered: 1/29/02 (fce) (Entered: 01/29/2002)
02/13/2002	143	LETTER to Todd Kroumer from E. David Duncan re: that Mr. Duncan will move to compel discovery and then move for disp. motion. (fce) (Entered: 02/13/2002)
02/19/2002	144	LETTER to USDJ Kahn from Todd Krouner re: objecting to Atty. David Duncan's request for non-expert disclosure. (fce) (Entered: 02/19/2002)
02/26/2002	145	ORDER REFERRING CASE to Magistrate Judge Randolph F. Treece (signed by Judge Lawrence E. Kahn on 2/26/02) (fce) (Entered: 02/27/2002)
02/26/2002	146	LETTER REQUEST by E. David Duncan and ORDER of USDJ Kahn adjourned w/o date the Pretrial Conference , and the Jury Trial (signed by Judge Lawrence E. Kahn on 2/26/02) (fce) (Entered: 02/27/2002)
03/28/2002	147	NOTICE/ORDER, set Telephone-Discovery Conference for 3:30 3/21/02 b/f USMJ Treece; chambers to initiate call. (signed by Magistrate Judge Randolph F. Treece) Date Entered: 3/28/02 (fce) (Entered: 03/28/2002)
03/28/2002	148	ORDER, to Amend [18-1] order uniform pretrial , reset Discovery deadline to 6/25/02 , reset Motion Filing deadline to 9/25/02 , reset trial ready deadline for 9/25/02 ; deft. to submit R-26 expert disclosure on liability on 4/25/02, and R-26 expert medical report by 5/25/02; pltf's rebuttal expert on liability due by 5/25/02, and deft's rebuttal on medical due 6/5/02. (signed by Magistrate Judge Randolph F. Treece) Date Entered: 3/28/02 (fce) (Entered: 03/28/2002)
03/28/2002	149	Minute entry: Tele-Disc. Conf. held b/f USMJ Treece; appr. by P. Edelman and T.

		Krouner for pltf. and E. Duncan for 3rd party Syd & Dusty's Outfitters; order amending ddls issued. (fce) (Entered: 03/28/2002)
05/06/2002	150	ORDER, to Amend [42-1] order uniform pretrial that JRD Ltd. may file medical expert reports as required by FRCP 26(2) on or b/f 6/25/02. (signed by Magistrate Judge Randolph F. Treece on 5/3/02) (fce) (Entered: 05/07/2002)
06/20/2002	151	REQUEST and ORDER granting a request for an extension of time to submit expert medical report until 7/3/02. (signed by Magistrate Judge Randolph F. Treece) (tab) (Entered: 06/26/2002)
08/20/2002	152	MOTION by Syd & Dusty's for Sanctions for failure to comply with court ordered discovery , Hearing set for 9:30 10/3/02 , Response Deadline 9/18/02 Motion returnable before Mag. Judge: Treece. (fce) (Entered: 08/20/2002)
08/20/2002	152	AFFIDAVIT IN SUPPORT by E. David Duncan on behalf of Syd & Dusty's Re: [152-1] motion for Sanctions for failure to comply with court ordered discovery. (fce) (Entered: 08/20/2002)
08/20/2002	152	MEMORANDUM OF LAW by Syd & Dusty's in support of [152-1] motion for Sanctions for failure to comply with court ordered discovery. (fce) (Entered: 08/20/2002)
08/20/2002	153	Scheduling Notice:, Motion Hearing set for 9:30 10/3/02 re: [152-1] motion for Sanctions for failure to comply with court ordered discovery , Response to Motion reset to 9/18/02 for [152-1] motion for Sanctions. (fce) (Entered: 08/20/2002)
08/26/2002	154	AFFIDAVIT IN OPPOSITION by Paul Edelman on behalf of Etoile Le Blanc Re: [152-1] motion for Sanctions for failure to comply with court ordered discovery. (fce) (Entered: 08/27/2002)
08/27/2002	154	AFFIDAVIT IN OPPOSITION by Kerri Verniero on behalf of Etoile Le Blanc Re: [152-1] motion for Sanctions for failure to comply with court ordered discovery. (fce) (Entered: 08/27/2002)
08/29/2002	155	SUPPLEMENTAL AFFIDAVIT IN OPPOSITION by Kerri Verniero on behalf of Etoile Le Blanc Re: [152-1] motion for Sanctions for failure to comply with court ordered discovery. (fce) (Entered: 08/30/2002)
09/03/2002	157	LETTER from Sara Duncan on behalf of Syd & Dusty's, JRD Retailers, Limit pursuant to Local Rule 7.1(b) regarding Motion: summary judgment Date Served upon counsel: 9/3/02 (fce) (Entered: 09/05/2002)
09/03/2002	161	MOTION by Syd & Dusty's, JRD Retailers, Limit for Summary Judgment , Hearing set for 9:30 10/18/02 Motion returnable before Judge: Kahn. This motion was received by the court on 9/24/02, but considered filed as of 9/3/02, pursuant to the CJRA Reporting requirements instituted March 1, 2000. (fce) (Entered: 09/25/2002)
09/05/2002	156	REJECTION ORDER as to the return of deft's notice of motion for summary judgment and supporting papers because of not being in compliance w/ LR 7.1(b)(1). (signed by Judge Lawrence E. Kahn on 9/2/02) Date Entered: 9/5/02 (fce) (Entered: 09/05/2002)
09/12/2002	158	MEMORANDUM OF LAW by Etoile Le Blanc in opposition to [152-1] motion for Sanctions for failure to comply with court ordered discovery. (fce) (Entered: 09/13/2002)
09/12/2002	159	LETTER from Paul Edelman on behalf of Etoile Le Blanc pursuant to Local Rule 7.1(b) regarding opposition to motion for summary judgment; Date Served upon counsel: 9/10/02 (fce) (Entered: 09/13/2002)
09/19/2002	160	LETTER REQUEST by Sara Duncan and ORDER of USMJ Treece granted to accept reply papers to the pending motion for sanctions. [no ddl set] (signed by Magistrate Judge

		Randolph F. Treece on 9/18/02) (fce) (Entered: 09/19/2002)
09/24/2002	161	Statement of Material Facts in Support of [161-1] motion for Summary Judgment filed by Syd & Dusty's, J.R.D., LTD (fce) (Entered: 09/25/2002)
09/24/2002	161	AFFIDAVIT IN SUPPORT by Syd & Dusty's, J.R.D., LTD Re: [161-1] motion for Summary Judgment. (fce) (Entered: 09/25/2002)
09/24/2002	162	MEMORANDUM OF LAW by Syd & Dusty's, J.R.D., LTD in support of [161-1] motion for Summary Judgment. (fce) (Entered: 09/25/2002)
09/24/2002	163	AFFIDAVIT IN SUPPORT by John Duncan on behalf of Syd & Dusty's, J.R.D., LTD Re: [161-1] motion for Summary Judgment. (fce) (Entered: 09/25/2002)
09/24/2002	164	AFFIDAVIT IN SUPPORT by John Cameron on behalf of Syd & Dusty's, J.R.D., LTD Re: [161-1] motion for Summary Judgment. (fce) (Entered: 09/25/2002)
09/24/2002	165	MEMORANDUM OF LAW by Etoile Le Blanc in opposition to [161-1] motion for Summary Judgment. (fce) (Entered: 09/25/2002)
09/24/2002	166	REPLY MEMORANDUM OF LAW by Syd & Dusty's, J.R.D., LTD to response to [161-1] motion for Summary Judgment. (fce) (Entered: 09/25/2002)
09/24/2002	167	REPLY AFFIDAVIT IN SUPPORT by E. David Duncan on behalf of Syd & Dusty's, J.R.D., LTD Re: [161-1] motion for Summary Judgment. (fce) (Entered: 09/25/2002)
09/24/2002	168	REPLY AFFIDAVIT IN SUPPORT by John Duncan on behalf of Syd & Dusty's, J.R.D., LTD Re: [161-1] motion for Summary Judgment. (fce) (Entered: 09/25/2002)
09/25/2002	169	AFFIDAVIT IN OPPOSITION by Paul S. Edelman on behalf of Etoile Le Blanc Re: [161-1] motion for Summary Judgment. (fce) (Entered: 09/25/2002)
09/25/2002	170	Pltf's Statement of Material Facts in OPPOSITION to [161-1] motion for Summary Judgment. (Stricken pursuant to Order [174-1] of USDJ Kahn on 10/18/02) (fce) Modified on 10/18/2002 (Entered: 09/25/2002)
09/25/2002	171	SUPPLEMENTAL AFFIDAVIT IN OPPOSITION by Paul Edelman on behalf of Etoile Le Blanc Re: [161-1] motion for Summary Judgment. (Stricken pursuant to Order [174-1] of USDJ Kahn on 10/18/02) (fce) Modified on 10/18/2002 (Entered: 09/25/2002)
09/26/2002	172	REPLY AFFIDAVIT by E. David Duncan on behalf of Syd & Dusty's, J.R.D., LTD Re: [152-1] motion for Sanctions for failure to comply with court ordered discovery. (fce) (Entered: 09/26/2002)
09/26/2002	173	REPLY AFFIRMATION/AFFIDAVIT by William B. Head, Jr., MD, on behalf of Syd & Dusty's, J.R.D., LTD Re: [152-1] motion for Sanctions for failure to comply with court ordered discovery. (fce) (Entered: 09/26/2002)
10/18/2002	174	ORDER striking docs. [171-1] and [170-1]. (signed by Judge Lawrence E. Kahn) Date Entered: 10/17/02 (fce) (Entered: 10/18/2002)
10/21/2002	175	LETTER to USDJ Kahn from E. David Duncan dd 10/17/02 re: in response to the 10/15/02 letter of Mr. Edelman wherein he denies that pltf's supplemental affidavit is in essence a sur reply. (fce) (Entered: 10/23/2002)
10/28/2002	176	LETTER REQUEST by Todd Krouner and ORDER of USDJ Kahn denied the request to reconsider the order that strikes certain pltf's submissions. (signed by Judge Lawrence E. Kahn on 10/25/02) (fce) (Entered: 10/28/2002)
07/15/2003	177	MEMORANDUM-DECISION & ORDER granting [161-1] motion for Summary Judgment and dismissing action in its entirety. (signed by Judge Lawrence E. Kahn)

		Date Entered: 7/15/03 (wjg) (Entered: 07/15/2003)
07/15/2003	178	JUDGMENT dismissing action in its entirety, in accordance with the Memo-decision & Order of the Hon. Lawrence E. Kahn, USDJ, dd 7/15/03. Date Served: 7/15/03; Date Entered: 7/15/03 (wjg) (Entered: 07/15/2003)
07/15/2003		Case closed (wjg) (Entered: 07/15/2003)
09/08/2003	179	ORDER denying defendant's [152-1] motion for Sanctions for failure to comply with court ordered discovery (signed by Magistrate Judge Randolph F. Treece on 9/8/03) (jel) (Entered: 09/09/2003)
09/30/2003	180	MOTION by E. David Duncan, Esq., for JRD Retailers, Limit for Reconsideration of [179-1] order Motion returnable before Judge/Mag. Judge: Randolph F. Treece (jel) (Entered: 10/03/2003)
09/30/2003	181	ORDER denying [180-1] motion for Reconsideration of [179-1] order (signed by Magistrate Judge Randolph F. Treece on 9/29/03) (jel) (Entered: 10/03/2003)
01/30/2007		Federal Records Center Information for CLOSED CASE: Accession 021-06-0268 Box 5 and 6 of 20 Location G 05-11-05-4 (pta) Modified on 1/30/2007 added additional box (pta). (Entered: 01/30/2007)